IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 651 of 2007

Nawabulla Garibhulla Pathan .. Appellant

V/s

Uran Nagarpalika Parishad and Anr. .. Respondents

Shri Rajesh B. Parab for Appellant

Shri S.B.Shetye for Respondent no.1

Shri Narendra Walawalkar with G.H.Keluskar for Respondent no.2.

CORAM:S.R.SATHE,J.

DATED:12th Sept. 2007

P.C.:-

1. Heard both sides.

2. The learned Advocate for the Respondent no.1 has brought to my notice that this court is regard to decide jurisdiction of Civil Court to try the present suit. However, admittedly the suit was filed in the year 2002. It was decided in the year 2007. During all these years, and even prior to that suit structure was in existence and it seems that the appeal is admitted by the district Court.

3. Under the circumstances it is desirable that Uran Nagar Parishad be directed not to take any coercive steps with regard to the suit structure till the disposal of the appeal. The District Court, Raigad-Alibag is directed to dispose of the Civil Appeal No.134 of 2007 as expeditiously as possible and in any event within six months from today.

4. A.O. is disposed of accordingly.

(S.R.SATHE,J.)